

18.7 DEEMING OF INELIGIBLE/ILLEGAL ALIENS INCOME AND/OR ASSETS**A. METHOD USED IN DEEMING**

The income and assets of ineligible or illegal aliens are considered when determining eligibility for those individuals for whom the aliens are financially responsible (spouses and children). The method to be used in deeming is based on the particular category of assistance being evaluated.

1. SNAP Benefits

The ineligible alien is not included in the AG. The income of all ineligible aliens and/or illegal aliens is prorated to the Food Stamp Assistance Group (AG) using the method described in Section 10.4,D,8,a,

RAPIDS participation status is RD-Prorated Deemer. Assets of ineligible aliens and illegal aliens are counted in their entirety. Refer to RAPIDS Work-Around 99-11.

Ineligible aliens include:

- Aliens that were ineligible prior to PRWORA due to alien status; or
- Aliens made ineligible due to PRWORA; and
- Aliens made ineligible because the household was unable or unwilling to provide documentation of alien status.

2. Parents/Caretaker Relatives

The ineligible/illegal alien is excluded from the AG and the Needs Group. They are included in the Income Group. RAPIDS participation status is SD - Sanctioned Deemer.

3. AFDC-Related Medicaid And Other Medicaid Coverage Groups For Families And/Or Children.

See Chapter 16 for the specific coverage groups. Ineligible/illegal aliens are excluded from the AG. They are included in the Needs Group and Income Group. RAPIDS participation status is CA - Counted Adult.

4. SSI-Related Medicaid And Other Medicaid Coverage Groups Based On Age, Blindness, And Disability

See Chapter 16 for the specific coverage groups. Ineligible/illegal aliens are excluded from the AG. The income and assets of the ineligible/illegal alien who is the spouse or parent of an eligible individual are considered in the same manner as the income and assets of any other ineligible spouse or parent of an eligible individual. Follow the instructions in Section 10.22,D,4. When deeming is appropriate according to that section, the ineligible/illegal alien is included in the Needs Groups and Income Group. RAPIDS participation status is DS-Deemed Spouse or PD-Parent Deemer.

5. WV WORKS

Ineligible/illegal aliens are excluded from the AG and the Needs Group. They are included in the Income Group. RAPIDS participation status is WD - WORKS Deemer.